

# UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILIN	IG DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/893,059	06/28/2001		William Lawrence Morrison	4209	
7.	590	03/20/2002			
William L. Morrison				EXAMINER	
1023 W. Crescent Ave. Park Ridge, IL 60068				ROBINSON, MARK A	
				ART UNIT	PAPER NUMBER
				2872	
				DATE MAILED: 03/20/2002	

Please find below and/or attached an Office communication concerning this application or proceeding.

Offic Action Summary    Definition   Defini		Application No.	Applicant(s)					
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Mark A. Robinson   2872			LAWRENCE					
Period for Repty  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Educations of team reply as evaluate under the processor of 3 of ZER 1.156(a). In a weet, however, may a reply be limely lited  Educations of team reply as evaluation under the processor of 3 of ZER 1.156(a). In a weet, however, may a reply be limely lited  Education of team reply as profiled shows be less than thirty (30) days, as reply within the abutatory minimum of thirty (30) days, will be considered timely.  If the period for reply specified above is less than thirty (30) days, as reply with the statutory minimum of thirty (30) days, will be considered in the communication to become ACANCONEC (30 U.S.C. § 133).  If the period for reply specified above is less than thirty (30) days, will be distributed to the communication to become ACANCONEC (30 U.S.C. § 133).  The period for reply specified above is less than thirty (30) days, will be considered in the communication to become ACANCONEC (30 U.S.C. § 133).  The period for reply specified and the series of the communication to become ACANCONEC (30 U.S.C. § 133).  The replication is possible to communication (5) filed on	,							
Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  - after SIX (6) MONTH'S from the mailing date of this communication.  - if the priod for subjy specified above, the mailing date of this communication.  - if the priod for subjy specified above, the mailing date of this communication.  - if NO period for reply is specified above, the mailing date of this communication.  - if NO period for reply is specified above, the mailing date of this communication.  - if NO period for reply is specified above, the mailing date of this communication, and the specified above, the mailing date of this communication, and the second of the second specified to reply is specified above, the mailing date of this communication, and the second specified to reply is specified above, the mailing date of this communication, and the second specified to reply is specified above, the mailing date of this communication, and the second specified to reply is specified above.  - Any may received by the Office determined the second specified and								
THE MAILING DATE OF THIS COMMUNICATION.  Edenthoots of time may be available under the procision of 37 CPR 1.136(a). In no event, however, may a reply be timely filed after SX (6) MCMTNS from the mailing date of this communication.  It NO period to reply is specified above, the maximum attatutor period valley within the statisticary priority of the communication.  It NO period to reply is specified above, the maximum attatutor period valley and vall earlier K(6) MCMTNS from the mailing date of this communication.  Any reply reviewed by the Cfilic dath with these months after the mailing date of this communication, even if timely filed, may reduce any statistics of the communication of the communication, even if timely filed, may reduce any statistics.  Any reply reviewed by the Cfilic dath with these months after the mailing date of this communication, even if timely filed, may reduce any statistics.  Any reply reviewed by the Cfilic dath with these months after the mailing date of this communication, even if timely filed, may reduce any statistics.  Any reply reviewed by the Cfilic dath with the time filed on  Any reply reviewed by the Cfilic dath with the time filed on  This action is FINAL.  2b) This action is FINAL.  2b) This action is final.  3c) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) Claim(s) 1 and 2 is/are pending in the application.  4a) Of the above claim(s) is/are withdrawn from consideration.  5) Claim(s) 1 and 2 is/are rejected.  7) Claim(s) is/are allowed.  8) Claim(s) is/are allowed.  8) Claim(s) is/are allowed.  9) The periodic action is objected to by the Examiner.  10) The drawing(s) filed on is/are: a) secepted or b) objected to by the Examiner.  11) The proposed drawing correction filed on is/are: a) approved b)		ars on the cover sheet with the c	orrespondence address					
2a)  This action is FINAL. 2b)  This action is non-final.  3)  Since this application is in condition for allowance except for formal matters, prosecution as to the ments is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4)  Claim(s)	THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.  - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.  - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.  - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).  - Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).							
3	1) Responsive to communication(s) filed on	<u> </u>						
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2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  5) Notice of Informal Patent Application (PTO-152)								
3) Information Disclosure Statement(s) (PTO-1449) Paper No(s) 6) Other:		5) Notice of Informal F						

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#### DETAILED ACTION

## Claim Rejections - 35 USC § 112

1. Claims 1 and 2 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

These claims recited "suitable" mounting means for the mirrors. However, "suitable" is a relative term which would depend upon the particular characteristics or function of the mirrors. Accordingly, use of such a term fails to structurally define the present invention in a precise manner.

Further, claim 2 is not a proper method claim because it contains no active method steps (e.g. "comprising the step of mounting a mirror...").

## Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

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A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1 and 2 are rejected under 35 U.S.C. 102(b) as being anticipated by Jackson.

Jackson shows a mirror system for a vehicle including first rearview mirror(13) and second back-up mirror(14,30,31) mounted behind the first mirror near a rear window and generally facing a side of the vehicle. Note that Jackson teaches that the second mirror may be located inside the vehicle (see column 4 line 32). The recited function of aiding a driver in viewing oncoming traffic is a statement of intended use which does not further limit the present invention in a structural manner. As the device of Jackson is capable of performing this function, Jackson anticipates the claims.

4. Claims 1 and 2 are rejected under 35 U.S.C. 102(b) as being anticipated by Yue.

Yue shows a mirror system for a vehicle including first rearview mirror (note the conventional mirror discussed in the background) and second back-up mirror(5) mounted behind the first mirror near a rear window and generally facing a side of the vehicle (note fig. 4). The recited function of aiding a

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driver in viewing oncoming traffic is a statement of intended use which does not further limit the present invention in a structural manner. As the device of Yue is capable of performing this function, Yue anticipates the claims.

5. Claims 1 and 2 are rejected under 35 U.S.C. 102(b) as being anticipated by Rubin.

Rubin shows a mirror system for a vehicle including first rearview mirror(15) and second back-up mirror(122) mounted behind the first mirror near a rear window and generally facing a side of the vehicle (note fig. 9). The recited function of aiding a driver in viewing oncoming traffic is a statement of intended use which does not further limit the present invention in a structural manner. As the device of Rubin is capable of performing this function, Rubin anticipates the claims.

#### Conclusion

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Guthrie and Harris, Jr. et al both show mirror mounted near rear windows of vehicles. Bracamonte shows a mirror system for aiding a driver in backing a vehicle.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mark Robinson whose telephone number is (703) 305-3506.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Cassandra Spyrou can be reached at (703) 308-1687. The fax phone number for the organization where this application or proceeding is assigned is (703) 308-7722.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

Mark Robinson

Patent Examiner

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3/15/02